

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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IN THE MATTER OF THE COMPLAINT,

Index No. 10CIV0958

of

Estate of THERESA MANIACI-CANNI and the Estate of
GEORGE CANNI, as owners and/or owners pro hac vice of the
recreational vessel, UNCANNI, 2001 Hustler, for Exoneration from
or Limitation of Liability,

**STIPULATION OF AND
ORDER OF DISMISSAL**

Petitioners,

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IT IS HEREBY STIPULATED AND AGREED by and between the parties herein:

1. The claims against the Estate of Theresa Maniaci-Canni and the estate of George Canni as owners and/or owners pro hac vice of the recreational vessel, UNCANNI, 2001 Hustler are settled as set forth on the record before the Court on June 19th, 2012, incorporated herein by reference.

2. The attorneys for the estate of Joseph Sugamele, deceased, will submit the appropriate petition for leave to collect the settlement proceeds.

3. The claims brought by Peter Sofia against the third party defendant Town of Hempstead herein are remanded to the Supreme Court of the State of New York.

4. All motions relating to the Town of Hempstead are withdrawn without prejudice. All motions relating to the Estate of Therea Maniaci-Canni and Estate of George Canni are withdrawn with prejudice.

5. This Court retains jurisdiction solely for the purpose of a motion to be brought by claimant Peter Sofia for an order that claimants Thomas Soluri, Laura Soluri, Deborah Sugamele and the estate of Joseph Sugamele share in his expert related expenses.

6. The parties are given sixty (60) days from the date of filing this stipulation to consummate the settlement at which time the action is dismissed, including all claims, cross-claims and counter-claims with prejudice.

DATED: New York, New York
August 3, 2012

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So Ordered:

U.S.M.J.